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| APPLICATION NO./<br>CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR /<br>PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
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EXAMINER

ART UNIT PAPER

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DATE MAILED:

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner for Patents**

The reply filed on September 3, 2004 is not fully responsive to the Office Action dated February 11, 2004 because of the following omission(s) or matter(s):

Applicant should note that the amendment dated May 11, 2004 was not entered into the record because of its status of non-responsive kind (see the communication PTO-90C mailed on June 3, 2004). For this reason, claims 2-6 have not been properly amended, e.g., including underlines and deletion lines for each amendment.

The attorney has faxed-in a substitute amendment for entering into the record as requested by the examiner (see Interview Summary); however, the substitute amendment cannot be entered because the period for response has expired (see 37 CFR 1.136(a)), therefore, an extension of time needs to be filed.

See 37 CFR 1.111. Since the above mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Peter Vincent Agustin whose telephone number is 703-305-8980. The examiner can normally be reached on Monday-Friday 9:30-5:30 PM. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Hoa Thi Nguyen can be reached on 703-305-9687.

The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

WILLIAM KLIMOWICZ  
PRIMARY EXAMINER

Continuation of Substance of Interview including description of the general nature of what was discussed: The examiner notified the attorney that amendment of 9/3/04 is improper and a proper substitute amendment was requested to be faxed directly to the examiner because the amendment of 5/11/04 was not entered due to its status of non-responsive kind. Miss Kusterbeck promptly faxed in a substitute amendment that shows deletion lines/underlines for each amendment.